

FILED BY SM D.C.

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE, WESTERN DIVISION

05 AUG 16 PM 3:28

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TN, MEMPHIS

STEPHANIE SIMMONS,

Plaintiff/Counter-Defendant,

v.

No. 04-2075-MIP

ALLSTATE INSURANCE COMPANY,

Defendant/Counter-Plaintiff,

ALLSTATE INSURANCE COMPANY,

Petitioner,

v.

No. 04-2075-M1/P

STEPHANIE SIMMONS, and
WASHINGTON MUTUAL FINANCE GROUP,
LLC, F/K/A/ WASHINGTON MUTUAL BANK, FA,

Respondents.

MOTION GRANTED

JOHN PHILLIPS McALLIA
U.S. DISTRICT JUDGE

DATE

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TN, MEMPHIS

05 AUG 17 AM 11:48

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MOTION FOR EXTENSION OF TIME

COMES NOW the Respondent, Washington Mutual Finance Group, LLC, ("WAMU") and moves this Court for an Extension of Time To Respond to the Petition for Interpleader. In support whereof, WAMU states:

1. There is good cause for the Court to extend WAMU's time to respond to the Interpleader.
2. WAMU has been conducting an investigation into the facts relevant to its claim or potential claim to the insurance proceeds.

3. In order to resolve the issue of WAMU's potential claim, counsel for WAMU needs to contact a particular employee of WAMU, and has been unable to do so.
4. Undersigned counsel expects to resolve the issue tomorrow, and needs an extension of time to file the answer.
5. The requested extension of one week will not prejudice Ms. Simmons. There is a status conference scheduled for August 25, 2005. If the requested relief is granted, it will not affect the status conference, as the requested new deadline is August 22, 2005.
6. This motions is timely made, as the due date for the response is the date of this filing.
7. Undersigned counsel certifies that he spoke with Linley Richter, counsel for Ms. Simmons, and he did not object to the requested relief.

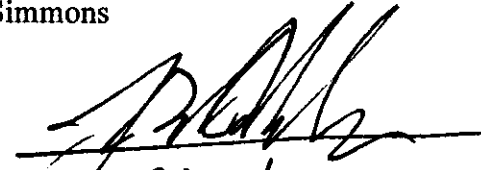
Respectfully submitted,
WYATT, TARRANT & COMBS

By: 

JOHN WILSON, III 018 286
1715 Aaron Brenner Dr., Suite 800
Memphis, TN 38120-4367

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been properly served, via U.S. Mail postage prepaid, upon Linley Richter, counsel for Ms. Simmons


8/15/05



Notice of Distribution

This notice confirms a copy of the document docketed as number 32 in case 2:04-CV-02075 was distributed by fax, mail, or direct printing on August 17, 2005 to the parties listed.

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Honorable Jon McCalla
US DISTRICT COURT